

UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION

IN RE: FRESENIUS GRANUFLO/NATURALYTE
DIALYSATE PRODUCTS LIABILITY
LITIGATION

MDL No. 2428

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO -1)

On March 29, 2013, the Panel transferred 7 civil action(s) to the United States District Court for the District of Massachusetts for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. §1407. *See* F.Supp.2d (J.P.M.L. 2013). Since that time, no additional action(s) have been transferred to the District of Massachusetts. With the consent of that court, all such actions have been assigned to the Honorable Douglas P Woodlock.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the District of Massachusetts and assigned to Judge Woodlock.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. §1407 to the District of Massachusetts for the reasons stated in the order of March 29, 2013, and, with the consent of that court, assigned to the Honorable Douglas P Woodlock.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the District of Massachusetts. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:



Jeffery N. Lüthi
Clerk of the Panel

Inasmuch as no objection is pending at this time, the stay is lifted.

Apr 10, 2013

CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

**IN RE: FRESENIUS GRANUFLO/NATURALYTE
DIALYSATE PRODUCTS LIABILITY
LITIGATION**

MDL No. 2428

SCHEDULE CTO-1 – TAG-ALONG ACTIONS

DIST DIV. C.A.NO. CASE CAPTION

ALABAMA MIDDLE

ALM	2	12-01105	Baldwin v. Fresenius Medical Care Holding, Inc. et al (STAYED) Vacated 4/10/13
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ALABAMA NORTHERN

ALN	2	12-04132	Rustin et al v. Fresenius Medical Care Holding Inc et al
ALN	2	12-04141	Thomas v. Fresenius Medical Care Holding Inc et al
ALN	2	13-00371	Leary v. Fresenius Medical Care Holding Inc et al
ALN	4	12-04134	Cornelius et al v. Fresenius Medical Care Holding Inc et al Vacated 4/10/13
ALN	4	12-04133	Brewster et al v. Fresenius Medical Care Holding, Inc. et al
ALN	4	12-04142	Callahan et al v. Fresenius Medical Care Holding Inc et al Vacated 4/10/13
ALN	5	12-04130	Stricklin et al v. Fresenius Medical Care Holding, Inc. et al
ALN	7	12-04140	Davis v. Fresenius Medical Care Holding Inc et al Vacated 4/10/13

ALABAMA SOUTHERN

ALS	1	13-00129	Bumpers v. Fresenius Medical Care Holdings, Inc. et al
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CALIFORNIA CENTRAL

CAC	5	13-00401	Carolina Defacio et al v. Fresenius Medical Care Holding Inc et al
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CALIFORNIA NORTHERN

CAN	3	12-06382	Rodriguez v. Fresenius Medical Care Holdings Inc. et al
CAN	3	13-00489	Maroon v. Fresenius Medical Care Holdings, Inc. et al
CAN	3	13-00510	Riva v. Fresenius Medical Care Holdings, Inc. et al

CAN	3	13-00971	McMillan v. Fresenius Medical Care Holdings, Inc. et al
CAN	3	13-01046	Martinez et al v. Fresenius Medical Care Holdings, Inc. et al
CAN	3	13-01102	Butler v. Fresenius Medical Care Holdings, Inc. et al
CAN	3	13-01188	Dickson v. Fresenius Medical Care Holdings, Inc. et al

FLORIDA SOUTHERN

FLS	9	13-80293	Kyles v. Fresenius Medical Care Holdings, Inc. et al
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GEORGIA NORTHERN

GAN	1	12-04405	Anderson v. Fresenius Medical Care Holdings, Inc. et al
GAN	1	13-00292	Johnson v. Fresenius Medical Care Holdings, Inc. et al
GAN	1	13-00582	Gregory v. Fresenius Medical Care Holdings, Inc. et al
GAN	4	13-00068	Dempsey v. Fresenius USA, Inc. et al

LOUISIANA EASTERN

LAE	2	13-00147	Glasper v. Fresenius Medical Care Holdings, Inc. et al
LAE	2	13-00343	Theard et al v. Fresenius Medical Care Holdings, Inc. et al
LAE	2	13-00359	Baquet v. Fresenius Medical Care Holding, Inc. et al
LAE	2	13-00367	Thomas v. Fresenius Medical Care Holding, Inc. et al
LAE	2	13-00387	Hutchinson v. Fresenius Medical Care Holdings, Inc. et al
LAE	2	13-00391	Shaw v. Fresenius Medical Care Holdings, Inc. et al
LAE	2	13-00394	Alphonse v. Fresenius Medical Care Holdings, Inc. et al
LAE	2	13-00397	Howard v. Fresenius Medical Care Holdings, Inc. et al
LAE	2	13-00407	Miller et al v. Fresenius Medical Care Holdings, Inc. et al
LAE	2	13-00412	McNulty et al v. Fresenius Medical Care Holdings, Inc. et al
LAE	2	13-00419	Youngblood v. Fresenius Medical Care Holdings, Inc. et al
LAE	2	13-00425	Polk v. Fresenius Medical Care Holdings, Inc. et al
LAE	2	13-00429	Mitchell v. Fresenius Medical Care Holdings, Inc. et al Vacated 4/8/13
LAE	2	13-00430	Carter v. Fresenius Medical Care Holdings, Inc. et al
LAE	2	13-00431	Neal v. Fresenius Medical Care Holdings, Inc. et al Vacated 4/5/13
LAE	2	13-00435	White v. Fresenius Medical Care Holdings, Inc. et al
LAE	2	13-00458	Kennard v. Fresenius Medical Care Holdings, Inc. et al
LAE	2	13-00529	Berzas et al v. Fresenius Medical Care Holdings, Inc. et al
LAE	2	13-00551	Long et al v. Fresenius USA, Inc. et al

LOUISIANA MIDDLE

LAM	3	13-00003	Gobert et al v. Fresenius USA, Inc. et al
LAM	3	13-00153	Milton et al v. Fresenius USA, Inc. et al

MAINE

ME	2	13-00078	LAWRENCE v. FRESENIUS MEDICAL CARE HOLDINGS INC et al
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MISSISSIPPI NORTHERN

MSN	1	13-00027	Hughes v. Fresenius Medical Care Holding, Inc. et al
MSN	1	13-00043	Nunn v. Fresenius Medical Care Holding, Inc. et al
MSN	1	13-00050	Pietruszkiewicz v. Fresenius Medical Care Holding, Inc. et al
MSN	1	13-00051	Jones v. Fresenius Medical Care Holding, Inc. et al
MSN	3	13-00065	Orman v. Fresenius Medical Care Holding, Inc. et al
MSN	4	13-00031	White v. Fresenius Medical Care Holdings, Inc. et al
MSN	4	13-00034	Benson v. Fresenius Medical Care Holding, Inc. et al
MSN	4	13-00035	Parker v. Fresenius Medical Care Holding, Inc. et al
MSN	4	13-00036	Head v. Fresenius Medical Care Holding, Inc. et al
MSN	4	13-00037	Jones v. Fresenius Medical Care Holding, Inc. et al
MSN	4	13-00041	Earvin v. Fresenius Medical Care Holding, Inc. et al
MSN	4	13-00042	Nichols-Green v. Fresenius Medical Care Holding, Inc. et al
MSN	4	13-00046	Ellis v. Fresenius Medical Care Holding, Inc. et al
MSN	4	13-00047	Reed v. Fresenius Medical Care Holding, Inc. et al
MSN	4	13-00048	Boatwright v. Fresenius Medical Care Holding, Inc. et al
MSN	4	13-00049	Randle v. Fresenius Medical Care Holding, Inc. et al

MISSISSIPPI SOUTHERN

MSS	1	12-00412	Ladner v. Fresenius Medical Care Holding, Inc. et al
MSS	1	13-00013	Smith v. Fresenius Medical Care Holding, Inc. et al
MSS	1	13-00067	Surman v. Fresenius Medical Care Holding, Inc. et al
MSS	3	13-00046	Laster v. Fresenius Medical Care Holding, Inc. et al
MSS	3	13-00047	Calahan v. Fresenius Medical Care Holding, Inc. et al
MSS	3	13-00048	Watkins v. Fresenius Medical Care Holding, Inc. et al
MSS	3	13-00049	Houston v. Fresenius Medical Care Holding, Inc. et al
MSS	3	13-00061	Wash v. Fresenius Medical Care Holding, Inc. et al
MSS	3	13-00091	Jackson v. Fresenius Medical Care Holdings, Inc. et al
MSS	3	13-00159	Fleming v. Fresenius Medical Care Holding, Inc. et al
MSS	3	13-00182	Meeks v. Fresenius Medical Care Holdings, Inc. et al
MSS	4	13-00047	Parks v. Fresenius et al
MSS	4	13-00053	Bankston v. Fresenius Medical Care Holdings, Inc. et al
MSS	5	13-00010	Lockhart v. Fresenius Medical Care Holding, Inc. et al
MSS	5	13-00015	Smith v. Fresenius Medical Care Holdings, Inc. et al
MSS	5	13-00033	Grinnell v. Fresenius Medical Care Holding, Inc. et al
MSS	5	13-00034	Donald v. Fresenius Medical Care Holding, Inc. et al

NEW JERSEY

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NJ	1	13-00820	JONES v. FRESENIUS MEDICAL CARE HOLDINGS, INC. et al
NJ	2	12-07469	TOZZI v. FRESENIUS MEDICAL CARE HOLDING, INC. et al
NJ	2	12-07470	RHODES et al v. FRESENIUS MEDICAL CARE HOLDINGS, INC. et al
NJ	2	13-00585	MARMARAS v. FRESENIUS MEDICAL CARE HOLDING, IN.; et al
NJ	2	13-01618	GIBSON v. FRESENIUS MEDICAL CARE HOLDING, INC. et al
NJ	3	13-01152	EHNOT v. FRESENIUS MEDICAL CARE HOLDINGS, INC. et al

NEW YORK EASTERN

NYE	1	12-06163	Deloach v. Fresenius Medical Care Holding, Inc. et al
NYE	1	12-06418	Earline Raleigh v. Fresenius Medical Care Holding, Inc. et al
NYE	1	12-06419	Green v. Fresenius Medical Care Holding, Inc. et al
NYE	1	12-06420	Williams v. Fresenius Medical Care Holding, Inc. et al
NYE	1	12-06421	Presley v. Fresenius Medical Care Holding, Inc. et al
NYE	1	12-06422	Carter v. Fresenius Medical Care Holding, Inc. et al

NORTH CAROLINA EASTERN

NCE	5	13-00051	Carter v. Fresenius Medical Care Holding, Inc. et al
NCE	5	13-00070	Bordeaux v. Fresenius Medical Care Holding, Inc. et al

PENNSYLVANIA MIDDLE

PAM	1	13-00397	Humphrey v. Fresenius Medical Care Holding, Inc. et al
PAM	3	12-02518	Schultz v. Fresenius USA, Inc. et al

TEXAS WESTERN

TXW	6	13-00014	Shaw v. Fresenius Medical Care Holdings, Inc. et al
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I hereby certify on 4/10/13 that the foregoing document is true and correct copy of the

electronic docket in the captioned case
 electronically filed original filed on 4/10/13
 original filed in my office on _____

Robert M. Farrell
 Acting Clerk, U.S. District Court
 District of Massachusetts

By: Sherry Jones
 Deputy Clerk